

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

IMPERIAL BEEF, LLC, a Nebraska limited
liability company,

Plaintiff,

vs.

JOHN BOEHS and CHARLENE BOEHS
husband and wife; THOUVENEL
HARVESTING, LLC, a Montana Limited
liability company; CHAD LUNDEEN;
VALLEY BANK AND TRUST COMPANY,
a bank incorporated by the laws of the
State of Nebraska; WYOMING STATE
BANK, a Wyoming corporation; AG-LAND
AVIATION, INC., a Nebraska corporation;
STATE OF NEBRASKA, and TRUSTEE
ATTEBERY FAMILY TRUST,

Defendants.

4:18CV3053

ORDER

This matter is before the Court on defendant/counterclaimant/cross claimant Ag-Land Aviation, Inc.'s ("Ag-Land") motion and amended motion to dismiss, [Filing Nos. 31](#) and [32](#). This is an interpleader action that was removed from state court. Ag-Land has shown that it no longer claims any interest in the property or funds that are the subject of the plaintiff's complaint. Also, it has shown that copies of the pleading have been mailed by first-class mail, postage prepaid, to the parties. No responses or objections to the motion have been filed. The Court has reviewed the record and finds the motion should be granted. Accordingly,

IT IS ORDERED THAT:

1. Defendant Ag-Land Aviation Inc.'s motion and amended motion to dismiss ([Filing Nos. 31](#) and [32](#)) are granted.

2. Defendant Ag-Land, Inc. is dismissed as a party to this action.

Dated this 19th day of October 2018.

BY THE COURT:

s/ Joseph F. Bataillon
Senior United States District Judge